



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Burrell et al
Serial No. : 09/524,027
Filed : March 13, 2000
Title : TRANSCUTANEOUS MEDICAL DEVICE DRESSINGS AND METHOD OF USE

Art Unit : 3761
Examiner : Lewis, K

MAIL STOP DAC

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO REVIVE APPLICATION UNDER 37 CFR §1.137(b)

Applicant hereby petitions under 37 CFR §1.137(b) to revive the above application, which was abandoned on June 24, 2003, for Applicants' purported failure to respond to the Notice of Allowance mailed March 24, 2003.

Applicants enclose the following documents, which prove that the abandonment of the application was unintentional and due entirely to PTO error:

- 1.) a copy of a Request for Continued Examination ("RCE") mailed April 15, 2003 (Exhibit A);
- 2.) a copy of a Communication mailed on April 15, 2003, which served as the "Submission" for the RCE filed on April 15, 2003 (Exhibit B); and
- 3.) a copy of the PTO PAIR cite for the above-referenced patent application, clearly indicating that the PTO received and processed the RCE filed in this application on April 15, 2003 (Exhibit C).

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

8-5-03

Date of Deposit

Signature

Stefanie Dion

Typed or Printed Name of Person Signing Certificate

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OFFICE OF PETITIONS

Applicant : Burrell et al
Serial No. : 09/524,027
Filed : March 13, 2000
Page : 2 of 2

Attorney's Docket No.: 14072-006001 / W 546

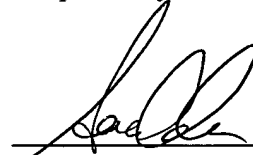
Applicants enclose 1.) a Request for Continued Examination and a corresponding Submission (a Communication) in response to the Notice of Allowance to continue prosecution of the application; 2.) a check for \$1300 in payment of the petition fee by a large entity as set forth in 37 CFR §1.17(m); and 3.) a check for \$750 in payment of the RCE fee.

Applicants submit that the entire period of delay was unintentional. Applicants further submit that the abandonment was due to PTO error, and therefore request that a credit be applied to Deposit Account No. 06-1050 in the amount of the enclosed petition fee (\$1300) and the enclosed RCE fee (\$750).

Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 8/5/03



Sean P. Daley
Reg. No. 40,978

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804
Telephone: (617) 542-5070
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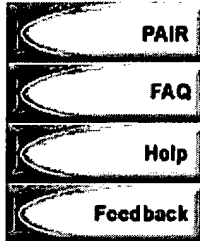
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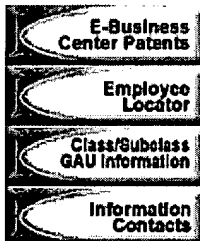
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PATENT APPLICATION INFORMATION RETRIEVAL



Other Links



| Search results for application number: 09/524,027 | | |
|---|-----------------|---|
| Filing or 371(c) Date: | 03-13-2000 | Class / Sub-Class: 602/042.000 |
| Issue Date of Patent: | - | Location: FILE REPOSITORY (FR) |
| Examiner Name: | LEWIS, KIM M | Status: Abandoned -- Failure to Fee |
| Group Art Unit: | 3761 | Attorney Docket Number: 14072-006001 |
| Earliest Publication No.: | - | Patent Number: - |
| Earliest Publication Date: | - | Customer Number: 26161 |
| Confirmation Number: | 6166 | |

PTE History

Foreign Priority

Continuity Data

File Contents History

| Number | Date | Contents Description |
|--------|------------|--|
| 55 | 07-23-2003 | Mail Abandonment for Failure to Pay Issue Fee |
| 54 | 07-23-2003 | Abandonment for Failure to Pay Issue Fee |
| 53 | 05-24-2002 | Workflow - Drawings Finished |
| 52 | 05-24-2002 | Workflow - Drawings Matched with File at Contractor |
| 51 | 07-11-2003 | Receipt into Pubs |
| 50 | 04-21-2003 | Workflow - Request for RCE - Finish |
| 49 | 06-09-2003 | Receipt into Pubs |
| 48 | 05-06-2003 | Information Disclosure Statement (IDS) Filed |
| 47 | 04-01-2003 | Workflow - Informational Disclosure Statement - Finish |
| 46 | 04-21-2003 | Workflow - Request for RCE - Begin |
| 45 | 04-01-2003 | Workflow - Informational Disclosure Statement - Begin |
| 44 | 03-31-2003 | Receipt into Pubs |
| 43 | 03-28-2003 | Dispatch to Publications |
| 42 | 03-24-2003 | Mail Notice of Allowance |
| 41 | 03-24-2003 | Mail Formal Drawings Required |
| 40 | 03-24-2003 | Formal Drawings Required |
| 39 | 03-24-2003 | Notice of Allowance Data Verification Completed |
| 38 | 03-24-2003 | Notice of Allowability |
| 37 | 02-20-2003 | Information Disclosure Statement (IDS) Filed |
| 36 | 12-16-2002 | Information Disclosure Statement (IDS) Filed |
| 35 | 01-15-2003 | Date Forwarded to Examiner |
| 34 | 11-12-2002 | Request for Continued Examination (RCE) |
| 33 | 01-15-2003 | Express Abandonment (for Entry of CPA / RCE / Rule129) |
| 32 | 11-12-2002 | Information Disclosure Statement (IDS) Filed |
| 31 | 11-12-2002 | Workflow - Request for RCE - Finish |

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|----|------------|--|
| 30 | 11-12-2002 | Workflow - Request for RCE - Begin |
| 29 | 10-11-2002 | Receipt into Pubs |
| 28 | 10-07-2002 | Workflow - Customer Service Request - Finish |
| 27 | 10-07-2002 | Workflow - Customer Service Request - Begin |
| 26 | 09-26-2002 | Correspondence Address Change |
| 25 | 09-27-2002 | Change in Power of Attorney (May Include Associate POA) |
| 24 | 09-24-2002 | Receipt into Pubs |
| 23 | 08-16-2002 | Workflow - File Sent to Contractor |
| 22 | 08-16-2002 | Receipt into Pubs |
| 21 | 08-15-2002 | Dispatch to Publications |
| 20 | 08-15-2002 | Mail Notice of Allowance |
| 19 | 08-13-2002 | Notice of Allowance Data Verification Completed |
| 18 | 08-12-2002 | Notice of Allowability |
| 17 | 05-24-2002 | Incoming Letter Pertaining to the Drawings |
| 16 | 06-05-2002 | Date Forwarded to Examiner |
| 15 | 05-24-2002 | Response after Non-Final Action |
| 14 | 05-24-2002 | Request for Extension of Time - Granted |
| 13 | 01-04-2002 | Information Disclosure Statement (IDS) Filed |
| 12 | 01-04-2002 | Information Disclosure Statement (IDS) Filed |
| 11 | 12-05-2001 | Mail Non-Final Rejection |
| 10 | 12-03-2001 | Non-Final Rejection |
| 9 | 10-23-2000 | Preliminary Amendment |
| 8 | 06-16-2000 | Information Disclosure Statement (IDS) Filed |
| 7 | 08-10-2000 | Case Docketed to Examiner in GAU |
| 6 | 06-20-2000 | Application Dispatched from OIPE |
| 5 | 06-19-2000 | Application Is Now Complete |
| 4 | 05-15-2000 | Incomplete Application under Rule 53(b) - Filing Date Assigned |
| 3 | 05-12-2000 | Correspondence Address Change |
| 2 | 04-04-2000 | Application Scanned |
| 1 | 03-13-2000 | Initial Exam Team nn |

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Examiner : Lewis, Kim

Commissioner for Patents
Washington, D.C. 20231

COMMUNICATION

Applicants submit herewith a Request for Continued Examination ("RCE") in response to the Notice of Allowance and Issue Fee Due mailed on March 24, 2003. The submission for the RCE is an Information Disclosure Statement ("IDS") which Applicants mailed on March 27, 2003. Applicants mailed the IDS before they received the Notice of Allowance and Issue Fee Due, and so Applicants believe that it is unnecessary to re-submit the IDS in order for the IDS to satisfy as the submission for the RCE.

Please apply any charges or credits to Deposit Account No. 06-1050.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

August 5, 2003

Date of Deposit

Signature

Stefanie Dion

Typed or Printed Name of Person Signing Certificate

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